

RESOLUTION 2009 - 01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF
COCONINO COUNTY, ARIZONA, TO ESTABLISH A FEE FOR THE
COST OF PROCESSING PHOTO RADAR CITATIONS IN THE
COCONINO COUNTY JUSTICE COURTS

Whereas, the Arizona Legislature enacted Laws 2008, (2nd Reg. Sess.) Chapter 286 (Chapter 286), which establishes a state photo enforcement system consisting of cameras placed throughout the state of Arizona to enforce laws regulating vehicle traffic and speed; and

Whereas, Chapter 286 provides that the Department of Public Safety (DPS), or its duly authorized designee, will issue notices of violation detected by the state photo enforcement system and will process responses to the notice of violation; and

Whereas, Chapter 286 provides that in the event an alleged violator fails to respond to the notice of violation or contests responsibility, DPS will serve and file the photo radar citations in the justice court having jurisdiction over the alleged violation; and

Whereas, photo radar citations impose unique burdens on the courts, such as (1) as tracking and reporting daily to the issuing agency the status of service of process on alleged violators; (2) amending arraignment dates based upon the service dates; (3) responding to the needs of citizens who need to speak to court staff by telephone or in person at the JUSTICE COURT offices; and (4) requiring staff, such as hearing officers, court clerks and support staff to process the heavy volume of citations that a photo detection system typically produces; and

Whereas, the Coconino County Board of Supervisors has determined that the best interests of the County will be served by approving such resolution;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF
COCONINO COUNTY, ARIZONA:

SECTION 1. Pursuant to A.R.S. § 11-251.08, the Coconino County Board of Supervisors may adopt fee schedules to defray the costs of products or services provided by the courts in Coconino County.

Section 1. The following fees are hereby established:

1. Photo Radar Citation Processing Fee

A Photo Radar Citation Processing Fee of \$20.00 is imposed on each photo radar traffic citation to defray direct and indirect costs and improve justice court processes necessary to (1) track and report daily to the agency issuing photo traffic citations the status of service of process on alleged violators; (2) amend arraignment dates based upon the service dates; (3) respond to the needs of citizens who need to speak to court staff by telephone or in person at the JUSTICE COURT offices; (4) provide staff, such as hearing

officers, court clerks and support staff to process citations
produced through a photo detection system.

SECTION 2. If any provision of this Resolution or the application thereof to any person or circumstance is invalid, the invalidity shall not affect other provisions or applications of this Resolution, which can be given meaning without the invalid provision.

SECTION 3. This Resolution shall take effect 31 days from the date of its adoption.

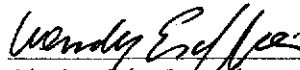
PASSED AND ADOPTED by the Board of Supervisors of Coconino County, Arizona, this 6th day of January, 2009.



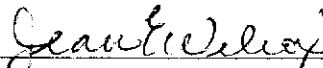
Chairman
Coconino County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:



Clerk of the Board



Deputy Civil County Attorney

